

AN ORDINANCE

101857

**AUTHORIZING THE EXECUTION OF A LETTER OF CONSENT
FROM THE GREATER KELLY DEVELOPMENT AUTHORITY
STATING THAT THE CITY OF SAN ANTONIO HAS NO OBJECTIONS
TO THE DEMOLITION OF KELLYUSA WAREHOUSE BUILDING
3060.**

* * * * *

WHEREAS, subsequent to the 1995 base closure of KellyUSA, a redevelopment plan and homeless assistance application was submitted by Greater Kelly Development Authority (GKDA), the Local Redevelopment Authority, to the United States Department of Housing and Urban Development. Said plan described the City of San Antonio's interest to act as a homeless assistance representative for distribution of property that included one bay of warehouse building 3060; and

WHEREAS, Building 3060 is an 80 year-old warehouse located at KellyUSA that requires \$140,000.00 in repairs to the roof and fire suppression equipment and \$32,000.00 in annual maintenance fees, is not climatically controlled and has environmental issues associated with contaminated groundwater beneath the warehouse; and

WHEREAS, a potential tenant has approached the GKDA about constructing warehouse facilities in the space where Building 3060 currently stands and GKDA now desires to demolish Building 3060; and

WHEREAS, the United States Air Force has informed GKDA that the GKDA must get the consent of the City of San Antonio before GKDA can demolish Building 3060 and GKDA has subsequently requested the City's consent to said demolition; and

WHEREAS, in view of the costs and environmental issues, coupled with the fact that this facility is not required by the City of San Antonio or representatives of the homeless, the City of San Antonio concurs with the GKDA's demolition plans for Building 3060; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. The City Manager or in her stead, either an Assistant City Manager or an Assistant to the City Manager is authorized to execute a letter of consent from the Greater Kelly Development Authority stating the City of San Antonio has no objections to the demolition of the KellyUSA warehouse Building 3060. A copy of said letter, in substantially final form, is

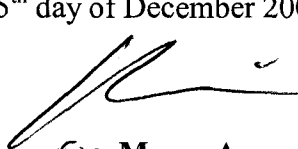
HY/mgc
12/06/05
Item No. 59

attached hereto and incorporated herein for all purposes as Attachment I

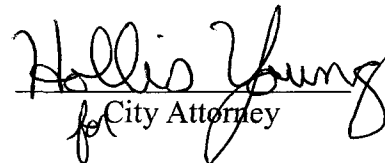
SECTION 2. The provisions of this ordinance supercede any prior ordinances concerning KellyUSA Building 3060.

SECTION 3. This ordinance becomes effective December 25, 2005, unless it receives the eight votes requisite to immediate effectiveness under City Code of San Antonio § 1-15, in which case it is effective immediately.

PASSED AND APPROVED this 15th day of December 2005


for M A Y O R

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney



December 08, 2005

Ms. Frances A. Gonzalez, Assistant City Manager
City of San Antonio City Manager's Office
P.O. Box 839966
San Antonio, Texas 78283-3966

Re: Demolition of Building 3060 located at Kelly USA

Dear Ms. Gonzalez:

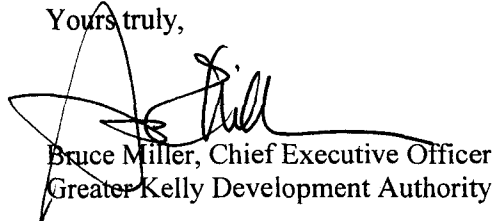
By this letter, we request that the City of San Antonio ("CoSA") acknowledge and agree that it has no objections to the demolition of Building 3060 located at the intersection of N. Tayman Street and Fickel Street ("Building 3060") located at East Kelly USA.

We have been working closely with the members of CoSA's Community Initiatives Department to effectuate a Legally Binding Agreement ("LBA") to facilitate the transfer by the United States Air Force ("USAF") to CoSA of one bay of Building 3060 and the Calgary Apartments, also located at the Kelly USA, to assist the homeless. During the course of these meetings, CoSA staff has informed the Greater Kelly Development Authority ("GKDA") and USAF that CoSA no longer has any desire to acquire any part of Building 3060, an eighty year old warehouse building.

GKDA currently has a tenant who wishes to construct new warehouse facilities in the space where Building 3060 currently stands. It is imperative that Building 3060 be demolished immediately to make way for the new construction. This demolition is at no cost or liability to CoSA. USAF requires that GKDA get the consent of CoSA before demolition can occur.

Your signature below will acknowledge that CoSA does not object to the demolition of Building 3060; provided, however, that GKDA first obtain USAF approval and all necessary permits for the demolition and conduct such demolition in accordance with all applicable law.

Yours truly,



Bruce Miller, Chief Executive Officer
Greater Kelly Development Authority

Agreed this _____ day of December, 2005.

Frances A. Gonzalez, Assistant City Manager

Greater Kelly Development Authority